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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

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9 GARY CRAIG ROSALES,
10 Petitioner,
11 vs.
12 Q. BYRNE, et al.,
13 Respondents.

Case No. 3:16-cv-00003-RCJ-WGC
ORDER

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15 Petitioner has filed an amended petition for a writ of habeas corpus (ECF No. 15). The court
16 has reviewed it pursuant to Rule 4 of the Rules Governing Section 2254 Cases in the United States
17 District Courts. The court will direct respondents to file a response.

18 Petitioner has filed a motion for leave to file exhibits under seal (ECF No. 21) and a motion
19 to partially waive Local Rule IA 10-3(e) (ECF No. 23). The court grants these motions.

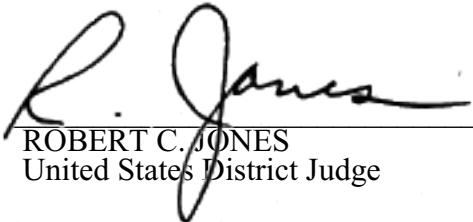
20 IT IS THEREFORE ORDERED that respondents shall have forty-five (45) days from the
21 date of entry of this order to answer or otherwise respond to the amended petition (ECF No. 15).
22 Respondents shall raise all potential affirmative defenses in the initial responsive pleading,
23 including lack of exhaustion and procedural default. Successive motions to dismiss will not be
24 entertained. If respondents file and serve an answer, then they shall comply with Rule 5 of the
25 Rules Governing Section 2254 Cases in the United States District Courts, and then petitioner shall
26 have forty-five (45) days from the date on which the answer is served to file a reply. If respondents
27 file a motion, then the briefing schedule of Local Rule LR 7-2 shall apply.

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1 IT IS FURTHER ORDERED that petitioner's motion for leave to file exhibits under seal
2 (ECF No. 21) is **GRANTED**.

3 IT IS FURTHER ORDERED that petitioner's motion to partially waive Local Rule IA 10-
4 3(e) (ECF No. 23) is **GRANTED**.

5 DATED: April 10, 2017


ROBERT C. JONES
United States District Judge

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